

1 BILL NO. G-94-05-07

2 GENERAL ORDINANCE NO. G-19-94.

3 AN ORDINANCE amending the Thoroughfare
4 Plan of the City Comprehensive ("Master")
5 Plan by vacating an alley thereof.

6 WHEREAS, a petition to vacate an alley within the City of
7 Fort Wayne (as more specifically described below) was duly
8 filed with the City Planning Commission; and

9 WHEREAS, said Commission duly held a public hearing
10 thereon; and

11 WHEREAS, said Commission has duly forwarded its
12 recommendation to this body approving said petition, and this
13 body having held a public hearing on said vacation as provided
14 in I.C. 36-7-3-12; and

15 WHEREAS, this body concurs in the recommendation of the
16 City Planning Commission.

17 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
18 THE CITY OF FORT WAYNE, INDIANA:


19 SECTION 1. That the petition filed herein to vacate an
20 alley within the City of Fort Wayne, more specifically
21 described as follows, to-wit:

22 The South 20.0 feet of a 10 foot alley located between
23 Lot #9 and Lot #8 in the Plat of Wolke's Subdivision of
24 Lots No. 485, 486, 487, and 488 Hanna's Addition to the
25 City of Fort Wayne, as recorded in the plat thereof in
26 the Office of the Recorder of Allen County, Indiana.
Said 10 foot alley being the same as vacated and reopened
in 1919 (Declaratory Resolution 376) and also vacated
again, except the South 20 feet thereof as noted in
General Ordinance 1 (dated 1988). All being more
particularly described as follows, to wit:

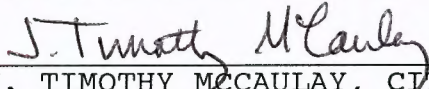
27 Beginning at the Southeast corner of said Lot #9; thence
28 "North" along the East line of said Lot #9, a distance of
29 20.0 feet to the Southwest corner of said vacated alley
30 (General Ordinance 10 and dated 1988); thence "East"
31 along the South line of said vacated alley, being
32 parallel with the South line of Lot #9 and Lot #8, a
distance of 10.0 feet to the Southeast corner of said
vacated alley; then "South" along the West line of said
Lot #8, a distance of 20.0 feet to the Southwest corner
of said Lot #8; thence "West", a distance of 10.0 feet to
the point of beginning, containing 200 square feet of
land, more or less, subject to all easements of record
located thereon.

1 and which vacating amends the Thoroughfare Plan of the City
2 Comprehensive ("Master") Plan and is hereby approved in all
3 respects.

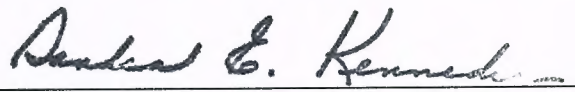
4 SECTION 2. That this Ordinance shall be in full force
5 and effect from and after its passage, any and all necessary
6 approval by the Mayor.

7 
COUNCILMEMBER

8 APPROVED AS TO FORM AND LEGALITY:

9 
10 J. TIMOTHY MCCAULAY, CITY ATTORNEY

11 ** Public hearing to be held on Tuesday,
12 the 27th day of September, 1994,
13 in the Council Chambers.

14 
15 Sandra E. Kennedy, City Clerk
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Read the first time in full and on motion by Paul Helmke,
and duly adopted, read the second time by title and referred to the
Committee on Regulations (and the City Plan Commission
for recommendation) and Public Hearing to be held after due legal notice, at
the Common Council Council Conference Room 128, City-County Building, Fort
Wayne, Indiana, on _____, the _____ day of _____
19_____, at _____ o'clock
_____, M., E.S.T.

DATED: 5-10-94

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Paul Helmke,
and duly adopted, placed on its passage. PASSED LOST
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>7</u>			<u>2</u>
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY				<u>✓</u>
LONG				<u>✓</u>
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 9-27-94

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) _____ (APPROPRIATION) _____ (GENERAL)
(SPECIAL) _____ (ZONING) _____ ORDINANCE _____ RESOLUTION NO. 9-19-94.
on the 27th day of September, 19 94

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Archie Lunsay
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 28th day of September, 19 94,
at the hour of 11:30 o'clock PM, M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 28th day of September,
19 94, at the hour of 4:30 o'clock P M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

RECEIPT

No 14925

COMMUNITY & ECONOMIC DEVELOPMENT

Ft. WAYNE, IN., 4-6 1994

RECEIVED FROM Milwaukee Ins. Co. \$ 150.00

THE SUM OF One hundred & fifty & 00/100 DOLLARS

ON ACCOUNT OF _____

Ally Vacation

PAID BY: CASH ☐ CHECK ☒ M.O. ☐

AUTHORIZED SIGNATURE [Signature]

Date Filed: 4/6/94

Vacation Petition

I/We Midtowne Crossing Owners Association
(Applicant's Name or Names)

PETITION TO VACATE Alley
(Street, Alley, Utility Easement, Plat,
Other)

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner(s), do (does) hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following Alley with the City of Fort Wayne, Indiana, and hereby described as follows:

The South 20.0 feet of a 10 foot alley located between Lot #9 and Lot #8 in the Plat of Wolke's Subdivision of Lots No. 485, 486, 487 and 488 Hanna's Addition to the City of Fort Wayne, as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana. Said 10 foot alley being the same as vacated and reopened in 1919 (Declaratory Resolution 376) and also vacated again, except the South 20 feet thereof as noted in General Ordinance 10 (dated 1988). All being more particularly described as follows, to wit: (Legal Description of property being vacated) If additional space is needed use reverse side.)

In support thereof, your petitioner(s) would represent as follows:

(List reasons for requesting vacation.)

That the alley is not necessary as ingress or egress to other properties.
That the alley is necessary as ingress and egress to the property of Midtowne Crossing, and that automobiles park in this alley, blocking ingress and egress for Midtowne Crossing, including an emergency exit. That we desire to post this area "No Parking" and to have violators removed.
(If additional space is needed use reverse side.)

Your petitioner(s) file this petition pursuant to the authority granted in Indiana Code, and provisions of local ordinance, in order to complete the vacation as described.

WHEREFORE, your petitioner(s) pray that the above described Alley be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 28th DAY OF March 19 94

Lawrence E. Shine
Adjacent Property Owner
Typed Name Lawrence E. Shine
2400 Ft. Wayne Natl. Bldg.
Fort Wayne, IN 46802
Address Zip

Signature

Thomas E. Steigmeyer, President
Midtowne Crossing Owners Association, Inc.
Adjacent Property Owner
Typed Name
112 W. Washington Blvd. #327
Fort Wayne, IN 46802
Address Zip

Thomas E. Steigmeyer
Signature

Legal Description of Property:

Beginning at the Southeast corner of said Lot #9; thence "North" along the East line of said Lot #9, a distance of 20.0 feet to the Southwest corner of said vacated alley (General Ordinance 10 and dated 1988); thence "East" along the South line of said vacated alley, being parallel with the South line of Lot #9 and Lot #8, a distance of 10.0 feet to the Southeast corner of said vacated alley; then "South" along the West line of said Lot #8, a distance of 20.0 feet to the Southwest corner of said Lot #8; thence "West", a distance of 10.0 feet to the point of beginning, containing 200 square feet of land, more or less, subject to all easements of record located thereon.

Additional Reasons for Vacation Request:

Owners of Adjacent Property:

_____	_____	_____
_____	_____	_____
_____	_____	_____

Adjacent	Property	Address/Zip	Signature
Owners TYPED Name			

NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING FROM BEING HELD.

This form is to be filed in duplicate.

AGENT:

Diane M. Hadley, Property Manager
Name
Midtowne Crossing Owners Association
112 W. Washington Blvd. #327
Street Address
Fort Wayne, IN 46802
City/State/Zip
426-5505
Phone

RESOLUTION

WHEREAS, MIDTOWNE CROSSING OWNER'S ASSOCIATION, INC has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley situated in Fort Wayne, Allen County, to-wit:

The South 20.0 feet of a 10 foot alley located between Lot #9 and Lot #8 in the Plat of Wolke's Subdivision of Lots No. 485, 486, 487, and 488 Hanna's Addition to the City of Fort Wayne, as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana. Said 10 foot alley being the same as vacated and reopened in 1919 (Declaratory Resolution 376) and also vacated again, except the South 20 feet thereof as noted in General Ordinance 1 (dated 1988). All being more particularly described as follows, to wit:

Beginning at the Southeast corner of said Lot #9; thence "North" along the East line of said Lot #9, a distance of 20.0 feet to the Southwest corner of said vacated alley (General Ordinance 10 and dated 1988); thence "East" along the South line of said vacated alley, being parallel with the South line of Lot #9 and Lot #8, a distance of 10.0 feet to the Southeast corner of said vacated alley; then "South" along the West line of said Lot #8, a distance of 20.0 feet to the Southwest corner of said Lot #8; thence "West", a distance of 10.0 feet to the point of beginning, containing 200 square feet of land, more or less, subject to all easements of record located thereon.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-3-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said public hearing was held on May 16, 1994 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated alley.

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated alley in Allen County, Indiana.

STATE OF INDIANA)

) SS:

COUNTY OF ALLEN)

I, Carol Kettler Sharp, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held,

May 23, 1994 and as the same appears of record
in the official records of said Plan Commission.

DATED THIS 19th DAY OF August 1994

FORT WAYNE CITY PLAN COMMISSION

Carol Kettler Sharp

Carol Kettler Sharp

Secretary

RESOLUTION 81-125-2

WHEREAS, MIDTOWNE CROSSING OWNER'S ASSOCIATION, INC has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley situated in Fort Wayne, Allen County, to-wit:

The South 20.0 feet of a 10 foot alley located between Lot #9 and Lot #8 in the Plat of Wolke's Subdivision of Lots No. 485, 486, 487, and 488 Hanna's Addition to the City of Fort Wayne, as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana. Said 10 foot alley being the same as vacated and reopened in 1919 (Declaratory Resolution 376) and also vacated again, except the South 20 feet thereof as noted in General Ordinance 1 (dated 1988). All being more particularly described as follows, to wit:

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all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-3-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of dedicated alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

) SS:


COUNTY OF ALLEN)

I, Quinda Busch, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held

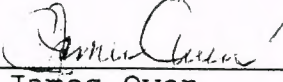
AUGUST 24 1994 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 24 DAY OF AUGUST 1994

FORT WAYNE BOARD OF PUBLIC WORKS



Linda Buskirk
Director of Public Works



C. James Owen
Member, Board of Public Works

Division of Community Development & Planning

FACT SHEET

G-94-05-07

BILL NUMBER

BRIEF TITLE

APPROVAL DEADLINE

REASON

Alley Vacation Ordinance

DETAILS

Specific Location and/or Address

A portion of the N/S alley that runs north from the E/W alley that runs between Calhoun Street and Harrison Street.

Reason for Project

Vacating will allow for alley to be restricted to the use for emergency vehicles and trash pick-up only.

Discussion (Including relationship to other Council actions)

16 May 1994 - Public Hearing

Diane Hadley, Property Manager for Midtowne Crossing Owner's Association appeared before the Commission. Ms. Hadley stated that they were petitioning for the vacation of the alley for a couple of reasons. She stated that there are two (2) emergency exits in the portion of the alley that has already been vacated. She stated that cars will park in the portion of the alley that is still open and block the ingress and egress for emergency vehicles. She stated that if someone is parked in this area they are unable to have their trash compactors serviced, or their trash bins emptied.

There was no one else present who spoke in favor of or in opposition to the proposed vacation.

23 May 1994 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation.

POSITIONS

RECOMMENDATIONS

Sponsor

City Plan Commission

Area Affected

City Wide

Other Areas

Applicants/ Proponents

Applicant(s)
Midtowne Crossing Owner's
Assn. Inc
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

Staff Recommendation

☒ For ☐ Against

Reason Against

Board or Commission Recommendation

By

☒ For ☐ Against
☐ No Action Taken

☐ For with revisions to conditions
(See Details column for conditions)

CITY COUNCIL ACTIONS (For Council use only)

☐ Pass ☐ Other
☐ Pass (as amended) ☐ Hold
☐ Council Sub. ☐ Do not pass

DETAILS

Or the seven (7) members present, six (6) voted in favor of the motion the Chair did not vote.

Motion carried.

Members Present: Ernest Evans, James Hoch, Charles Layton, Thomas Quirk, Dave Ross, Mel Smith, Vicky VerPlanck

Members Absent: Mark GiaQuinta, Carol Kettler Sharp

POLICY/ PROGRAM: IMPACT

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start

Date 6 April 1994

Projected Completion or Occupancy

Date 19 August 1994

Fact Sheet Prepared by

Patricia Biancaniello

Date 19 August 1994

Reviewed by

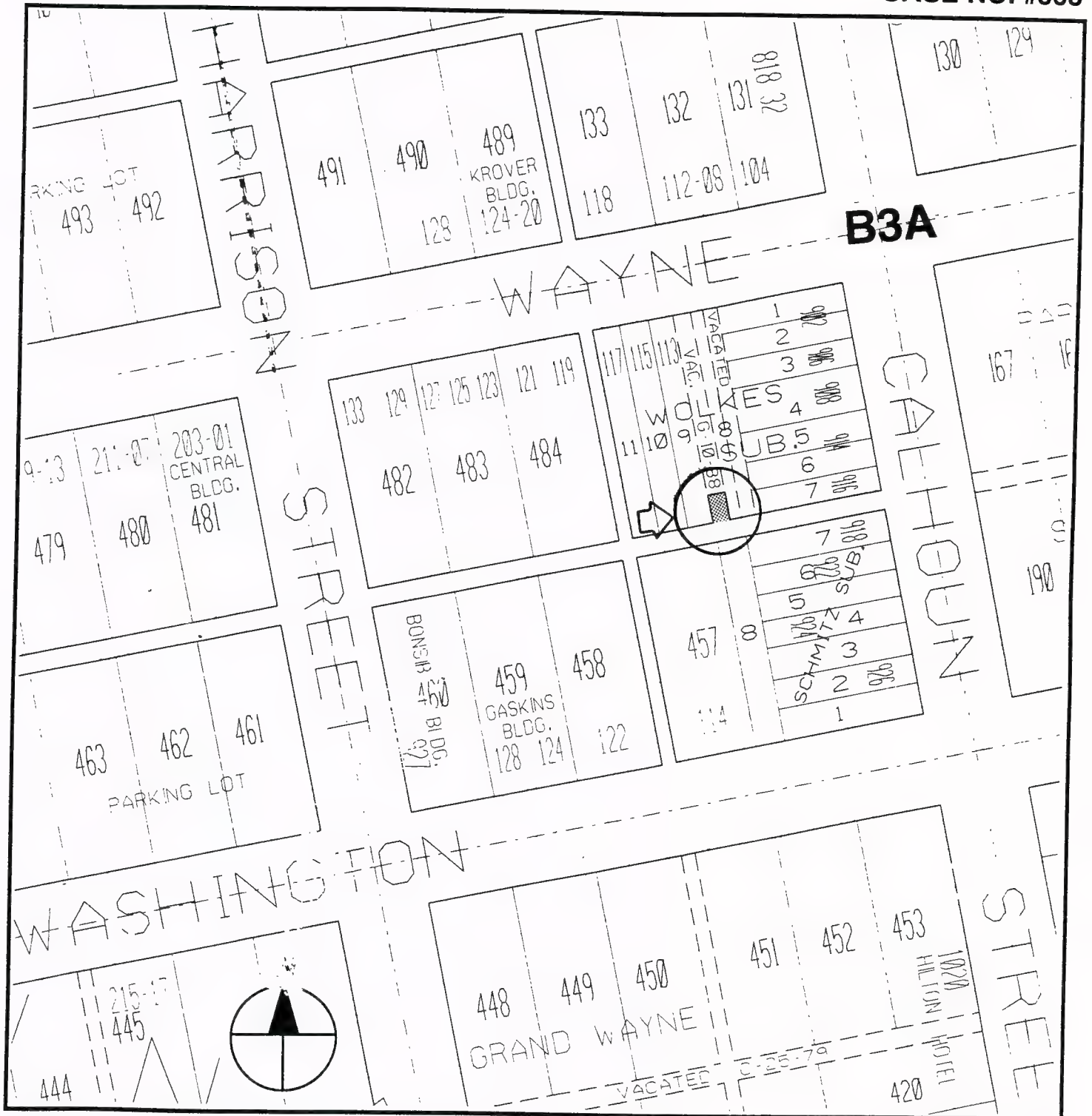
Date 29 August 1994

Reference or Case Number

VACATION PETITION

AREA MAP

CASE NO. #563



COUNCILMANIC DISTRICT NO. 1

Map No. M-6
LW 4-22-94

R1	One-Family	B1	Limited Business	M1	Light Industrial
R2	Two-Family	B2	Planned Shopping Center	M2	General Industrial
R3	Multi-Family	B3	General Business	M3	Heavy Industrial
RA/RB	Residential	B4	Roadside Business	MHP	Mobile Home Park
PUD	Planned Unit Dev.	POD	Professional Office District		

#562

ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE Alley Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE The South 20 feet of a 20 foot alley
located between Lot 8 & 9 in the Plat of Wolke's Subdivision.

G-94-05-07

EFFECT OF PASSAGE Property is currently dedicated public
right-of-way. Property will be vacated and revert to the
ownership of the adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain dedicated public
right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE) _____

BILL NO. G-94-05-07

REPORT OF THE COMMITTEE ON
REGULATIONS
REBECCA J. RAVINE - MARK E. GIAQUINTA - CO-CHAIR
DONALD J. SCHMIDT
JANET G. BRADURY

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the Thoroughfare
Plan of the City Comprehensive ("Master") Plan by vacating an alley
thereof

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Rebecca J. Ravine

Janet G. Bradbury

D. Schmidt

DATED: 9-27-94

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

September 7, 1994

Diana Hadley
112 W Washington Blvd.
Fort Wayne, IN 46802

NOTICE OF A PUBLIC HEARING ON BILL NO. G-94-05-07

You are hereby notified that the Common Council of the City of Fort Wayne will conduct a public hearing on Tuesday, September 27, 1994, at 5:30 o'clock, in the Common Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

A portion of the N/S Alley that runs north from the E/W alley that runs between Calhoun Street and Harrison Street - vacating will allow for alley to be restricted to the use for emergency vehicles and trash pick-up only

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

FORT WAYNE COMMON COUNCIL

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

September 7, 1994

Please give the attached full coverage on the date of September 10, 1994, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-94-05-07
Alley vacation Ordinance

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
BILL NO. G-94-05-07

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, September 27, 1994, at 5:30 o'clock P.M. in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

The South 20.0 feet of a 10 foot alley located between Lot #9 and Lot #8 in the Plat of Wolke's Subdivision of Lots No. 485, 486, 487, and 488 Hanna's Addition to the City of Fort Wayne, as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana. Said 10 foot alley being the same as vacated and reopened in 1919 (Declaratory Resolution 376) and also vacated again, except the South 20 feet thereof as noted in General Ordinance 1 (dated 1988). All being more particularly described as follows, to wit:

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All interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL



Sandra E. Kennedy
City Clerk

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

42 lines, 1 columns wide equals 42 equivalent lines

at .33 cents per line

\$ 13.86

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 14.86

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: SEPT 10, 19 94

Title: Clerk

PUBLISHER'S AFFIDAVIT

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
BILL NO. G-94-05-07
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All interested parties are invited to appear and be heard.
FORT COMMON COUNCIL
Sandra E. Kennedy
City Clerk
#690340

State of Indiana)
) ss:
Allen County)
Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L ROHYANS who, being duly sworn, says that he/ she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:
9-10-94

Subscribed and sworn to before me this 10th day of SEPT, 19 94
Mary L Adkison
Notary Public
MARY L ADKISON
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP JUNE 14, 1997

My commission expires:

FW COMMON COUNCIL
(Governmental Unit)To: The News-Sentinel
P.O. Box 100
Fort Wayne, IN Dr.

ALLEN County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

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at .33 cents per line

\$ 13.86

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 14.86

DATA FOR COMPUTING COST

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Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Julie L. Rohyans

Date: SEPT 10, 19 94

Title: Clerk

PUBLISHER'S AFFIDAVIT

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
BILL NO. G-94-05-07
Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne will conduct a public hearing on Tuesday, September 27, 1994, at 5:30 o'clock P.M. in the Common Council Conference Room 128, City-County Building, One Main Street Fort Wayne, Indiana, more particularly described as follows:
The South 20.0 feet of a 10 foot alley located between Lot #9 and Lot #8 in the Plat of Wolke's Sub-division of Lots No. 485, 486, 487, and 488 Hanna's Addition to the City of Fort Wayne, as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana. Said 10 foot alley being the same as vacated and reopened in 1919 (Declaratory Resolution 376) and also vacated again, except the South 20 feet thereof as noted in General Ordinance 1 (dated 1988). All being more particularly described as follows, to wit:
Beginning at the Southeast corner of said Lot #9; thence North along the East line of said Lot #9, a distance of 20.0 feet to the Southwest corner of said vacated alley (General Ordinance 10 and dated 1988); thence East along the South line of said vacated alley, being parallel with the South line of Lot #9 and Lot #8, a distance of 10.0 feet to the Southeast corner of said vacated alley; then South along the West line of said Lot #8, a distance of 20.0 feet to the Southwest corner of said Lot #8; thence West, a distance of 10.0 feet to the point of beginning, containing 200 square feet of land, more or less, subject to all easements of record located thereon.
All interested parties are invited to appear and be heard.

FORT COMMON COUNCIL
Sandra E. Kennedy
City Clerk
#690340

9-10

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L. ROHYANS who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

9-10-94

Julie L. Rohyans

Subscribed and sworn to before me this 10th day of SEPT, 19 94

Mary L. Adkison
Notary Public

MARY L. ADKISON

My commission expires: NOTARY PUBLIC STATE OF INDIANA

ALLEN COUNTY

MY COMMISSION EXP JUNE 14, 1997